

**APPLICATION FOR UNITED STATES PATENT
DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I declare that my residence, post office address and citizenship are as stated below next to my name; that I verily believe that I am the original, first and sole inventor if only one name is listed below, or an original, first and joint inventor if plural inventors are named below, of the subject matter which is claimed and for which a patent is sought on the invention entitled as set forth below, which is described in the attached specification; that I have reviewed and understand the contents of the specification, including the claims, as amended by any amendment specifically referred to in the oath or declaration; that no application for patent or inventor's certificate on this invention has been filed by me or my legal representatives or assigns in any country foreign to the United States of America; and that I acknowledge my duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, section 1.56. Such information is material when it is not cumulative to information already of record or being made of record in the application, and

- (1) it establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) it refutes, or is inconsistent with, a position the applicant has taken or may take in:
 - (i) opposing an argument of unpatentability relied on by the Office, or
 - (ii) asserting an argument of patentability.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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| TITLE OF INVENTION: IMPROVED NYQUIST FILTER AND METHOD | |
| POWER OF ATTORNEY: I HEREBY APPOINT THE FOLLOWING ATTORNEYS TO PROSECUTE THIS APPLICATION AND TRANSACT ALL BUSINESS IN THE PATENT AND TRADEMARK OFFICE CONNECTED THEREWITH: Ira S. Matsil Reg. No. 35,272 Steven H. Slater Reg. No. 35,361 N. Rhys Merrett Reg. No. 27,250 | |
| SEND CORRESPONDENCE TO: Ira S. Matsil Sharp, Comfort & Merrett P.C. 13455 Noel Road, Suite 1710 Dallas, Texas 75240 | DIRECT TELEPHONE CALLS TO: Ira S. Matsil (972) 490-3695 |

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| FULL NAME OF SOLE INVENTOR ROBERT JOSEPH MCCARTY, JR. | INVENTOR'S SIGNATURE <i>Robert Joseph McCarty Jr</i> | DATE 5/4/99 |
| RESIDENCE ROCKWALL, TEXAS | CITIZENSHIP U.S.A. | |
| POST OFFICE ADDRESS 7125 HOLDEN DRIVE, ROCKWALL, TEXAS 75087 | | |